

No. 22-7490
USCAFC# 22059

Supreme Court, U.S.
FILED
MAR 07 2023
OFFICE OF THE CLERK

IN THE
SUPREME COURT OF THE UNITED STATES

Wendell W. Phillips — PETITIONER
(Your Name)

VS.
United States — RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

The United States Eastern District
Federal Court of Michigan

Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

Petitioner's affidavit or declaration in support of this motion is attached hereto.

Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

The appointment was made under the following provision of law: _____, or

a copy of the order of appointment is appended.

Wendell W. Phillips
(Signature)

**AFFIDAVIT OR DECLARATION
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

I, Wendell W. Sully, am the petitioner in the above-entitled case. In support of my motion to proceed *in forma pauperis*, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ 0	\$ N/A	\$ 0	\$ N/A
Self-employment	\$ 0	\$ N/A	\$ 0	\$ N/A
Income from real property (such as rental income)	\$ 0	\$ N/A	\$ 0	\$ N/A
Interest and dividends	\$ 0	\$ N/A	\$ 0	\$ N/A
Gifts	\$ 0	\$ 0	\$ 0	\$ N/A
Alimony <i>alimony.</i>	\$ <u>446</u>	\$ 0	\$ 0	\$ N/A
Child Support	\$ 0	\$ 0	\$ 0	\$ N/A
Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$ 0	\$ 0	\$ N/A
Disability (such as social security, insurance payments)	\$ 1300	\$ N/A	\$ 1300	\$ N/A
Unemployment payments	\$ 0	\$ N/A	\$ 0	\$ N/A
Public-assistance (such as welfare)	\$ <u>EBT section 28</u>	\$ N/A	\$ <u>EBT section 6</u>	\$ N/A
Other (specify):	\$ 0	\$ N/A	\$ 0	\$ N/A
Total monthly income:	\$ <u>1,134</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
<u>Disable since 2019</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>0</u>
	<u>N/A</u>	<u>N/A</u>	\$ <u>0</u>
	<u>N/A</u>	<u>N/A</u>	\$ <u>0</u>

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	\$ <u>NA</u>

4. How much cash do you and your spouse have? \$ None N/A
 Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
<u>Share</u>	\$ <u>0</u>	\$ <u>N/A</u>
<u>GO BLUE CHECKING</u>	\$ <u>0</u>	\$ _____
<u>University of Michigan</u>	\$ _____	\$ _____

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

- Home don't own
Value N/A
- Other real estate
Value N/A
- Motor Vehicle #1 don't own
Year, make & model _____
Value _____
- Motor Vehicle #2
Year, make & model N/A
Value _____

Other assets
 Description (unfiled patent)
 Value invention when compensated - its worth is in the millions.

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
<u>0</u>	\$ <u>0</u>	\$ <u>0</u>
<u>0</u>	\$ <u>0</u>	\$ <u>0</u>
<u>0</u>	\$ <u>0</u>	\$ <u>0</u>

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

Name	Relationship	Age
<u>Loretta Gibson</u>	<u>EX - wife</u>	<u>62</u>
<u>Natasha Chester</u>	<u>Daughter</u>	<u>18</u>

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	<i>Rent will increase in July</i> \$ <u>1300</u> <i>I pay</i> <u>333</u>	<u>\$ 700</u> <u>N/A</u>
Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	<u>\$ 80</u>	<u>\$ 80</u> <i>depend on winter</i>
Home maintenance (repairs and upkeep)	<u>\$ 300</u> <i>I paid over pipes busted.</i>	<u>\$ 0</u> <i>Never credited</i>
Food	<u>\$ 500</u> <i>thrift clothing</i>	<u>\$ 0</u> <i>entering apartment unauthorizd</i>
Clothing	<u>\$ 0</u>	<u>\$ 0</u>
Laundry and dry-cleaning	<u>\$ 30</u> <i>laundry</i>	<u>\$ 0</u> <i>dry cleaning</i>
Medical and dental expenses	<u>\$ 0</u>	<u>\$ 0</u> <i>(100 dollars) monthly</i>

	(City) You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>Free For Senior</u>	\$ <u>200 - in a year</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>back and forth to Lansing</u>	\$ <u>Visiting family or filing legal documents</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>0</u>	\$ <u>N/A</u>
Life	\$ <u>34</u>	\$ <u>N/A</u>
Health	\$ <u>0</u>	\$ <u>N/A</u>
Motor Vehicle	\$ <u>0</u>	\$ <u>N/A</u>
Other: _____	\$ <u>0</u>	\$ <u>N/A</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>0</u>	\$ <u>N/A</u>
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>N/A</u>
Credit card(s)	\$ <u>0</u>	\$ <u>N/A</u>
Department store(s)	\$ <u>0</u>	\$ <u>N/A</u>
Other: _____	\$ <u>0</u>	\$ <u>N/A</u>
Alimony, maintenance, and support paid to others	\$ <u>446</u>	\$ <u>N/A</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>0</u>	\$ <u>N/A</u>
Other (specify): _____	\$ <u>0</u>	\$ <u>N/A</u>
Total monthly expenses:	\$ <u>440</u>	\$ <u>N/A</u>

manages → 440
and child support → 4
 1000 - cell
 Xfinity
 74
 Laundry
 300 year
 100 year
 200 year
 Transportation Bus subject per 1764 in a year

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

Yes No If yes, describe on an attached sheet.

my rent goes up

on July 1, 2023.

10. Have you paid – or will you be paying – an attorney any money for services in connection with this case, including the completion of this form? Yes No

If yes, how much? _____

If yes, state the attorney's name, address, and telephone number:

11. Have you paid—or will you be paying—anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

Yes No

If yes, how much? _____

If yes, state the person's name, address, and telephone number:

12. Provide any other information that will help explain why you cannot pay the costs of this case.

I am disabled, on a fixed income, to pay out at least \$2000 for printing a writ of certiorari, and then 40 copies will destate any chance of attempting to file.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: May 5, 2023

Wendell B. Phillips

(Signature)